

ESTTA Tracking number: **ESTTA530324**

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92045173
Party	Plaintiff Glenn Danzig
Correspondence Address	PAUL D SUPNIK 9401 WILSHIRE BLVD, SUITE 1250 BEVERLY HILLS, CA 90212 UNITED STATES paul@supnik.com
Submission	Motion to Suspend for Settlement Discussions
Filer's Name	PAUL D. SUPNIK
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Date	04/03/2013
Attachments	4 3 13 Motion to suspend.pdf (4 pages)(14180 bytes)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

In the Matter of Trademark Registration Nos.
2,793,533, 2,634,215 and 2,735,848 Issued on
December 16, 2003, October 12, 2002 and April 22, 2003, respectively

Glenn Danzig.

Petitioner,

v.

Cycloplan Music, Inc.

Registrant.

Cancellation No. 92045173

Mark: MISFITS

Commissioner for Trademarks
P.O. Box 1451
Alexandria, VA 22313-1451

MOTION FOR SUSPENSION PENDING SETTLEMENT, WITH CONSENT

To the Commissioner for Trademarks:

Glenn Danzig ("Danzig") respectfully requests that the proceedings in the above-captioned cancellation action be suspended pending settlement for 90

days. It is further requested that in the event this matter is not concluded by settlement, dates be reset. The parties have continued settlement negotiations with respect to this cancellation action since the Board's granting of the dates extending discovery and trial dates, dated October 17, 2012.

The parties are involved in multiple proceedings in the TTAB including two separate proceedings involving the MISFITS mark, oppositions 91184044 and 91182881, as well as this consolidated proceeding, The parties are also involved in cancellation 92050014 involving a design mark.

In the previous request for an extension of time, the parties sought additional time to review and work out the differences of the parties in connection with the settlement.

Since the prior motion, the parties are continuing to see if it is possible to again create a global resolution to both the above-caption matter as well as the proceedings referred above. The counsel for both parties are continuing to talk to one another regarding business matters.

The suspension is requested to give the parties an opportunity to review and work out differences of the parties, in connection with the settlement and see if a business resolution might be obtained.

The parties request that the dates be reset as follows:

Proceedings resume: July 15, 2013

Discovery period to close: October 15, 2013

30-day testimony period for party in position of plaintiff to close: November 15, 2013

30-day testimony period for party in position of defendant to close: December 16, 2013.

15-day rebuttal testimony period to close: January 31, 2014

Glenn Danzig has secured the express consent of all other parties to this proceeding for the suspension requested herein.

Respectfully,

/s/

Dated: April 3, 2013

By: _____
PAUL D. SUPNIK
Attorney for Petitioner
GLENN DANZIG
9401 Wilshire Boulevard, Suite 1250
Beverly Hills, CA 90212
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that on April 3, 2013, I caused a copy of the above **MOTION FOR SUSPENSION PENDING SETTLEMENT, WITH CONSENT** to be served by email with consent to curtis.krasik@klgates.com and to christopher.verdini@klgates.com.

Dated: April 3, 2013

/s/
By: _____
PAUL D. SUPNIK
Attorney for Petitioner
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